

Effective 5/10/2016

53-8-209 Inspection by officers -- Certificate of inspection.

- (1) A peace officer may stop, inspect, and test a vehicle at any time upon reasonable cause to believe that:
 - (a) a vehicle is unsafe or not equipped as required by law; or
 - (b) that its equipment is not in proper adjustment or repair.
- (2)
 - (a)
 - (i) If a vehicle is found to be in unsafe condition or any required part or equipment is not present or is not in proper repair and adjustment, the officer shall give a written notice to the driver and shall send a copy to the division.
 - (ii) The notice shall:
 - (A) require that the vehicle be placed in safe condition and its equipment in proper repair and adjustment;
 - (B) specify the repairs and adjustments needed; and
 - (C) require that a safety inspection certificate be obtained within five days.
 - (b) If a vehicle is, in the reasonable judgment of the peace officer, hazardous to operate, the peace officer may require that the vehicle:
 - (i) not be operated under its own power; or
 - (ii) be driven to the nearest garage or other place of safety.
 - (c)
 - (i) If the owner or driver does not comply with the notice requirements and secure a safety inspection certificate within five days, the vehicle may not be operated on the highways of this state.
 - (ii) A violation of Subsection (2)(c)(i) is an infraction.

Amended by Chapter 303, 2016 General Session